

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

COPY

Village of Evergreen Park, Cook County, Illinois

Petitioner,

v.

Grand Trunk Western Railroad, Inc., and Illinois  
Department of Transportation, Division of Highways,

Respondents.

Petition for an Order of the Illinois Commerce Commission  
to increase the amount of minimum preemption warning time  
provided by the Grand Trunk Western Railroad, Inc., as  
required by the Illinois Department of Transportation, for  
a new traffic signal installation at the intersection of 94<sup>th</sup> Street  
and Kedzie Avenue in Evergreen Park, Cook County, Illinois,  
and apportioning the costs to be borne in pro-rata Shares by the  
Village of Evergreen Park and the Illinois Department of  
Transportation through the Southwest Conference of Mayors.

RECEIVED  
NOV 26 2001  
Illinois Commerce Commission  
RAIL SAFETY SECTION

T01-0059

**MOTION FOR CONTINUANCE**

NOW COMES Grand Trunk Western Railroad, Inc. ("GTW"), through its  
attorney, and moves the Illinois Commerce Commission ("Commission") for a  
continuance and in support thereof states as follows:

1. The above-referenced matter is set for hearing on December 7,  
2001, in Springfield.
2. GTW is currently and diligently working on plans and estimates for  
the project described in the Petition.
3. Due to the requested simultaneous preemption time (60 seconds)  
at the subject intersections, GTW's work on the estimates and plans is taking  
longer than anticipated.
4. GTW at this point has no concern or issue with the Petition.
5. GTW believes that the parties should be able to agree on a draft  
order prior to the hearing which draft order can be presented at the hearing.

DOCKETED

6. The December 7 hearing date currently does not allow GTW to finish the plans and estimates and get the estimates to the Commission Staff in time for the Commission Staff to draft an order for parties to review prior to the hearing.

7. GTW desires the hearing on this docket be continued for 30 days so that parties can agree on a draft order.

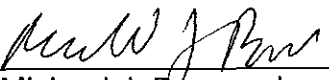
8. Counsel for Petitioner has indicated he has no objection to a continuance.

WHEREFORE, GTW respectfully requests that the Illinois Commerce Commission:

- a. Continue the hearing set for December 7, 2001 in this docket for at least 30 days; and
- b. Provide other relief that the Commission deems just and reasonable.

Respectfully submitted,

GRAND TRUNK WESTERN RAILROAD, INC.

By   
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Dated: 11-21-01

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**NOTICE OF FILING**

Mr. Vincent Cainkar  
Attorney  
6215 W. 79<sup>th</sup> Street  
Suite 2A  
Burbank, IL 60459-1102

Mr. Ed Gower  
Chief Counsel  
Illinois Department of Transportation  
2300 S. Dirksen Parkway, Room 300  
Springfield, IL 62764

PLEASE TAKE NOTICE that we have on this 21st day of November, 2001, mailed for filing with the Illinois Commerce Commission, Grand Trunk Western Railroad, Inc.'s Motion for Continuance in the above-captioned matter, a copy of which is hereby served upon you.

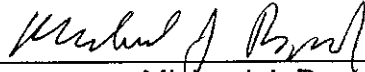
GRAND TRUNK WESTERN RAILROAD, INC.

By 

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State Bar No. 6228809

**CERTIFICATE OF SERVICE**

I, MICHAEL J. BARRON, JR., an attorney, certify that on behalf of Grand Trunk Western Railroad, Inc., I served the foregoing Motion for Continuance of Grand Trunk Western Railroad, Inc., upon those made a party to this proceeding by enclosing copies of the foregoing in envelopes addressed to those parties as set forth below, postage prepaid, and depositing the envelopes in the United States Mail at 455 North Cityfront Plaza Drive, Chicago, IL on the 21st day of November, 2001.



\_\_\_\_\_  
Michael J. Barron, Jr.

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